

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for February 15, 2009**

A subcommittee of the Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Thursday, February 5, 2009 at 9:30 am. Present were Chairman Coutu and Commissioners Dias, Jasparro and Filippi. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #060219: Calvary United Methodist Church, for the property located at 200 Turner Road, Middletown. The Applicant failed to appear. ADSFM John Pinto appeared for the Middletown Fire Marshal's office and recommended that the Board close the file. Commissioner Dias made a motion, seconded by Commissioner Jasparro, to close the file.

APPEAL #060810: Wesley United Methodist Church, for the property located at 55 Woodland Street in Lincoln. ADSFM Robert Fisher appeared for the Lincoln Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Dias, to grant the following relief. The Applicant is granted a variance not to enclose the cited stairway in item #1 of the AHJ's report. Item #10 is to be corrected at the direction and to the satisfaction of the AHJ. Item #11

is determined to be moot.

APPEAL #060643: Polish National Alliance Lodge 1001 for the property located at 15 Meeting Street in Coventry. DSFM Christine Kent appeared for the State Fire Marshal's office. The Applicant testified that the occupiable space on the second floor will be reduced with the installation of a mechanical room to house the air conditioning and heating systems. The Applicant further testified that he will provide a permanent seating floor plan to the State Fire Marshal's office, based on the posted occupancy of 152 people on the second floor. Commissioner Filippi made a motion, seconded by Commissioner Jasparro to grant the following relief. The Applicant is granted a dimensional variance based on structural hardship for the risers on the cited stairs, a dimensional variance for the cited exit ramp and a variance on the headroom in the cited exit stairway from the basement. The Applicant is directed to provide a "K" type extinguisher in the kitchen within thirty (30) days. The Applicant is directed to maintain the occupancy of the upper level of this facility at 152 people or less and to replace the exit sign missing on the second floor. Any increase in occupancy over the 152 needs prior approval from the Anthony Fire Chief, based on any additional safety measures he may require. The Applicant is granted a time variance of 30 days to submit plans for the rating of the boiler room and for the reconfiguration of the upstairs space to the State Fire Marshal's office and an additional 120 days in which to complete this plan of action. The Board notes the State Fire Marshal's objection to the relief.

APPEAL #060845: Albert Mattola, for the property located at 610 Douglas Pike, Nasonville. The Nasonville Fire Department did not appear, but forwarded a letter indicating that he has no objection to granting the Applicant's requested relief. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the Applicant request to maintain the cited paneling based on the AHJ's testimony and the upgrades made to this facility.

APPEAL #060962: Mr. David Labossiere, for the property located at 98 Roosevelt Avenue, Pascoag. The AHJ failed to appear, so this case is moved to March 17, 2009.

APPEAL #060797: Family Service of Rhode island, for the property located at 111 West Greenville Road, Smithfield. DSFM Scott Caron appeared for the State Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the Applicant a time variance of 180 days in which to correct the outstanding deficiencies in this facility, noting that items 1, 2 and 6 are moot with the installation of a sprinkler system and noting that the subcommittee recommends variances, based on structural hardship, in items 4 and 5.

APPEAL #060242: Mr. Martin O'Neil, for the property located at 366 South Pier Road, Narragansett. ADSFM Jonathan Smith appeared for the Narragansett Fire Marshal's office. Commissioner Jasparro made

a motion, seconded by Commissioner Filippi, to approve the Applicant's requested variance to maintain the conveyer belt in the lower level, based on the Applicant's testimony that there is no public occupancy of that level. The Narragansett Fire Marshal had no objection.

APPEAL #060854: The Dunes Club, for the property located at 137 Boston Neck Road, Narragansett. ADSFM Jonathan Smith appeared for the Narragansett Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Jasparro, to grant the Applicant's request for relief from the provisions of section 13.8.10.6.1, there being no objection from the Narragansett Fire Marshal.

APPEAL #060969: Mr. Richard Robin, for the property located at 28 Wells Street, Westerly. DSFM Kaitlyn Foley appeared for the State Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the Applicant's requested relief, there being no objection from the State Fire Marshal's office.

APPEAL #060238: Dr. George M. Hanna, Jr., for the property located at 185 High Service Avenue, North Providence. ADSFM Gregory Unsworth and ADSFM John Horan appeared for the North Providence Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioners Jasparro and Filippi, to grant a variance to allow the Applicant to maintain the existing separation between

occupancies. No objection by the North Providence Fire Marshal's office.

APPEAL #060246 Mr. James Pardy, for the property located at 1818 Mineral Spring Avenue, North Providence. ADSFM Gregory Unsworth and ADSFM John Horan appeared for the North Providence Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of thirty (30) days in which to present his plans for the installation of an extinguishing system over the cited oven, and an additional 120 days in which to install the system.

The above subcommittee recommendations will be presented to the full Board for a vote on February 10, 2009.

Respectfully submitted,

Carol Marsella

Deputy Director